

MINUTES

No. 2362

Arizona Supreme Court
Tuesday, October 28, 2008

CR-08-0139-PR

STATE OF ARIZONA v DUANE MARTIN SHEPHERD

(1)

Court of Appeals Division One

1 CA-CR 07-0682 PRPC

ORDERED: Petition for Review = DENIED.

CR-08-0157-PR

STATE OF ARIZONA v VIRGIL LEE YOUNG

(2)

Court of Appeals Division Two

2 CA-CR 06-0261

ORDERED: Petition for Review = DENIED.

CR-08-0161-PR

STATE OF ARIZONA v PAGE GRAINGER STUART

(3)

Court of Appeals Division Two

2 CA-CR 07-0132

ORDERED: Petition for Review by Supreme Court = DENIED.

CR-08-0163-PR

STATE OF ARIZONA v BEVERLY ANN MONTGOMERY

(4)

Court of Appeals Division One

1 CA-CR 07-0324

ORDERED: Petition for Review by Arizona Supreme Court = DENIED.

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No. 2362

CV-08-0137-PR
(5)

IN RE MH 2007-001275

Court of Appeals Division One

1 CA-MH 07-0023

ORDERED: Petition for Review = DENIED.

CV-08-0167-PR
(6)

PAT SPAULDING v MICHAEL POULIOT

Court of Appeals Division Two

2 CA-CV 07-0108

ORDERED: Appellee's Petition for Review = DENIED.

CV-08-0168-PR
(7)

ILKER ALTINOGLU et al v CIRCLE K STORES INC

Court of Appeals Division One

1 CA-CV 07-0391

ORDERED: Petition for Review = DENIED.

CV-08-0183-PR
(8)

IN RE MH 2007-000758

Court of Appeals Division One

1 CA-MH 07-0013

ORDERED: Petition for Review by Arizona Supreme Court = DENIED.

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CV-08-0187-PR
(9)

SALDANA et ux v TATTIE LAND/SOSNICKI et vir
Court of Appeals Division One *1 CA-CV 07-0463*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorney's Fees and Costs [Appellants Saldana] = DENIED.

FURTHER ORDERED: Request for Attorney's Fees and Costs [Appellees Tattie Land et al] = GRANTED.

CR-08-0103-PC
(10)

STATE OF ARIZONA v MICHAEL RAY WHITE
Yavapai County Superior Court *CR12855*

ORDERED: Petition for Review [on Denial of Post-Conviction Relief] = DENIED.

The Warrant of Execution shall be issued forthwith.

CR-08-0133-PR
(11)

STATE OF ARIZONA v BRADLEY ALAN SCHWARTZ
Court of Appeals Division Two *2 CA-CR 06-0213*

ORDERED: Petition for Review to Supreme Court of Arizona = DENIED.

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CR-08-0156-PR **STATE OF ARIZONA v ROBERT FRANCIS RUSSO JR**
(12) *Court of Appeals Division One* *1 CA-CR 07-0299*

ORDERED: Appellant's Petition for Review = DENIED.

CR-08-0160-PR **STATE OF ARIZONA v MELINDA ELEM**
(13) *Court of Appeals Division Two* *2 CA-CR 07-0335*

ORDERED: Petition for Further Review = DENIED.

CR-08-0165-PR **STATE OF ARIZONA v STEVEN PENNINGTON**
(14) *Court of Appeals Division One* *1 CA-CR 07-0003*

ORDERED: Petition for Review = DENIED.

CR-08-0186-PR **STATE OF ARIZONA v DAVID CHARLES DOYLE**
(15) *Court of Appeals Division One* *1 CA-CR 07-0476 PRPC*

ORDERED: Petition for Review by the Arizona Supreme Court of
Post-Conviction Relief Decision = DENIED.

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CV-08-0189-PR
(19)

CAIN/BAHR/HOLCOMB et al v HORNE/GEROUX/WECK et al
Court of Appeals Division Two *2 CA-CV 07-0143*

ORDERED: Petition for Review [Appellee Horne] = GRANTED.

FURTHER ORDERED: Petition for Review [Intervenors Geroux/Weck et al] = GRANTED.

FURTHER ORDERED: Cross-Petition for Review = GRANTED.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

Chief Justice McGregor did not participate in the determination of this matter.

CV-08-0201-PR
(20)

EARLE FAISON v JANICE C M FAISON
Court of Appeals Division One *1 CA-CV 07-0354*

ORDERED: Petition for Review to the Arizona Supreme Court of the April 29, 2008 Decision of the Arizona Court of Appeals = DENIED.

CV-08-0219-PR
(21)

TAVILLA et al v EMPLOYER MUTUAL CASUALTY
Court of Appeals Division One *1 CA-CV 06-0764*

ORDERED: Petition for Review = DENIED.

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CV-08-0252-PR
(22)

VALERIE M. v ADES/KAYDEE V./RANDY V./ZACHARY V.
Court of Appeals Division One *1 CA-JV 07-0033*

ORDERED: Appellant Valerie M.'s Petition for Review = GRANTED.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

CR-08-0143-PR
(23)

STATE OF ARIZONA v JOSE JESUS PEREZ
Court of Appeals Division One *1 CA-CR 06-1021*

ORDERED: Petition for Review = DENIED.

CR-08-0173-PR
(24)

STATE OF ARIZONA v JOHNNY RAY KING
Court of Appeals Division One *1 CA-CR 07-0853 PRPC*

ORDERED: Petition for Review = DENIED.

Chief Justice McGregor did not participate in the determination of this matter.

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CR-08-0178-PR
(25)

STATE OF ARIZONA v JOE LOUIS PRINGLE

Court of Appeals Division One

1 CA-CR 07-0106

1 CA-CR 07-0111

ORDERED: Petition for Review = DENIED.

CR-08-0180-PR
(26)

STATE OF ARIZONA v MARYANNE CHISHOLM

Court of Appeals Division Two

2 CA-CR 05-0409

ORDERED: Petition for Review to Arizona Supreme Court = DENIED.

CR-08-0182-PR
(27)

STATE OF ARIZONA v MELISSA ANN BAKER

Court of Appeals Division One

1 CA-CR 07-0064

Separate Order.

CR-08-0188-PR
(28)

STATE OF ARIZONA v ROBERT EDWARD POWELL

Court of Appeals Division Two

2 CA-CR 06-0129

ORDERED: Petition for Review = DENIED.

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CR-08-0191-PR
(29)

STATE OF ARIZONA v FRANCISCO DEWAYNE DINI
Court of Appeals Division One *1 CA-CR 07-0016*

ORDERED: Petition for Review = DENIED.

CR-08-0195-PR
(30)

STATE OF ARIZONA v JOSE OMAR VASQUEZ
Court of Appeals Division One *1 CA-CR 06-0947*

ORDERED: Petition for Review = DENIED.

CR-08-0196-PR
(31)

STATE OF ARIZONA v JERRY MEJIA
Court of Appeals Division Two *2 CA-CR 07-0140*

ORDERED: Petition for Review by the Arizona Supreme Court = DENIED.

CV-08-0191-PR
(32)

BETTY JENSEN et vir v HON. WING/ HERNANDEZ et al
Court of Appeals Division One *1 CA-SA 08-0097*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Real Parties Hernandez et al] = DENIED.

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CV-08-0194-PR
(33)

MARCUS/McLEAN et al v MERCER/WYNER/PYLES
Court of Appeals Division One *1 CA-CV 06-0762*

ORDERED: Petition for Review Before the Arizona Supreme Court = DENIED.

CV-08-0205-PR
(34)

HALLCRAFT VILLAS EAST v WEIMAR INVESTMENTS EAST
Court of Appeals Division One *1 CA-CV 07-0147*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellee Hallcraft Villas East] = GRANTED.

CV-08-0214-PR
(35)

ADINA M NEWMAN/ILANA NEWMAN v MORDECAI M NEWMAN
Court of Appeals Division One *1 CA-CV 07-0373*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Cross-Petition for Review = DENIED.

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CV-08-0240-PR
(36)

ROBERT JOE MOODY v HON. MUNGER/STATE
Court of Appeals Division Two *2 CA-SA 08-0034*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

Justice Hurwitz did not participate in the determination of this matter.

CV-08-0249-PR
(37)

ROBERT JOE MOODY v HON. MUNGER/STATE
Court of Appeals Division Two *2 CA-SA 08-0040*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

Justice Hurwitz did not participate in the determination of this matter.

CV-08-0259-PR
(38)

SANDY LATIMER et al v LAUGHLIN/RIVERSIDE RESORT
Court of Appeals Division One *1 CA-CV 07-0417*

ORDERED: Petition for Review (Oral Argument Requested) = DENIED.

CR-08-0151-PR
(39)

STATE OF ARIZONA v NERMIN KLOKIC
Court of Appeals Division One *1 CA-CR 05-0917*

ORDERED: The State of Arizona's Petition for Review = DENIED.

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CR-08-0193-PR
(40)

STATE OF ARIZONA v KENNETH JOHN FALCONE
Court of Appeals Division Two 2 CA-CR 07-0055

ORDERED: Petition for Review = DENIED.

CR-08-0197-PR
(41)

STATE OF ARIZONA v JAMES DARRELL JOHNSON
Court of Appeals Division Two 2 CA-CR 07-0268

ORDERED: Petition for Review = DENIED.

CR-08-0204-PR
(42)

STATE OF ARIZONA v HUGO SANCHEZ
Court of Appeals Division One 1 CA-CR 07-0892 PRPC

ORDERED: Petition for Review Before Arizona Supreme Court = DENIED.

CR-08-0241-PR
(43)

STATE OF ARIZONA v REYNA G MORALES
Court of Appeals Division Two 2 CA-CR 07-0322

ORDERED: Appellant's Petition for Review = DENIED.

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CV-08-0207-PR
(44)

PAULA D BRAND v GERVAIS R BRAND

Court of Appeals Division One

1 CA-CV 07-0149

ORDERED: Petition for Review = DENIED.

CV-08-0224-PR
(45)

LAURA SEISINGER v SCOTT SIEBEL MD

Court of Appeals Division One

1 CA-CV 07-0266

ORDERED: Petition for Review = GRANTED.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

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CV-08-0225-PR
(46)

MAYER USD et al v MARK WINKLEMAN et al
Court of Appeals Division Two *2 CA-CV 07-0126*

ORDERED: Petition for Review = GRANTED as to issue 1.

FURTHER ORDERED: Cross-Petition for Review = GRANTED as to issues 2 and 3.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

CV-08-0227-PR
(47)

DREAMING SUMMIT HOMEOWNERS v MICHAEL WASSEFF et ux
Court of Appeals Division One *1 CA-CV 07-0203*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Michael Wasseff and Angela Wasseff's Cross-Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellee Dreaming Summit Homeowners] = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellants Wasseff] = DENIED.

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CV-08-0228-PR
(48)

JUBIE RUESCHENBERG v SCOTT RUESCHENBERG
Court of Appeals Division One *1 CA-CV 07-0300*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellee J Rueschenberg]
= DENIED.

CV-08-0235-PR
(49)

GLASSEL v HON. BACA/HON. REINSTEIN/THOMAS
Court of Appeals Division One *1 CA-SA 08-0147*

ORDERED: Motion to Calendar = DENIED.

FURTHER ORDERED: Petition for Review of a Special Action Decision of the
Court of Appeals = DENIED.

CR-08-0062-PR
(50)

STATE OF ARIZONA v JOHN MICHAEL CRAVEN
Court of Appeals Division One *1 CA-CR 06-0800*

ORDERED: State of Arizona's Petition for Review = CONTINUED.

CR-08-0068-PR
(51)

STATE OF ARIZONA v ANSON RYDELL NORRIS
Court of Appeals Division Two *2 CA-CR 06-0347*

ORDERED: Petition for Review = CONTINUED.

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No. 2362

CR-08-0132-PR
(52)

STATE OF ARIZONA v LUIS LUCERO JR

Court of Appeals Division Two

2 CA-CR 05-0382

2 CA-CR 05-0396

ORDERED: Petition for Review to the Arizona Supreme Court = DENIED.

CR-08-0138-PR
(53)

STATE OF ARIZONA v KATI LOUISE QUINN

Court of Appeals Division One

1 CA-CR 05-1123

ORDERED: Petition for Review = DENIED.

CV-08-0100-PR
(54)

APRIL WOMACK et al v KC ARENA INC dba THE HIDEOUT

Court of Appeals Division One

1 CA-CV 07-0127

ORDERED: Petition for Review (Oral Argument Requested) = DENIED.

CV-08-0122-PR
(55)

C COOK/L COOK v AVI CASINO ENTERPRISES et al

Court of Appeals Division One

1 CA-CV 07-0110

ORDERED: Petition for Review of March 20, 2008 Memorandum Decision (Oral Argument Requested) = DENIED.